

1 **BURSOR & FISHER, P.A.**

2 L. Timothy Fisher (State Bar No. 191626)
3 Joel D. Smith (State Bar No. 244902)
4 1990 North California Boulevard, Suite 940
5 Walnut Creek, CA 94596
6 Telephone: (925) 300-4455
Facsimile: (925) 407-2700
E-Mail: ltfisher@bursor.com
jsmith@bursor.com

7 *Attorneys for Plaintiffs*

8 **UNITED STATES DISTRICT COURT**
9 **EASTERN DISTRICT OF CALIFORNIA**

10
11 DAKOTA MASSIE and NEIL MANGANI,
individually and on behalf of all others similarly
situated,

12 Plaintiffs,

13 v.

14 GENERAL MOTORS COMPANY and
15 DECIBEL INSIGHT, INC.,

16 Defendants.

CASE NO.: 1:20-CV-01560-NONE-JLT

**STIPULATION AND [PROPOSED] ORDER
TO EXTEND DEFENDANT DECIBEL
INSIGHT, INC.'S TIME TO RESPOND TO
CLASS ACTION COMPLAINT BY 60 DAYS**
(Doc. 6)

1 Pursuant to Fed. R. Civ. P. 6(b)(1) and Local Rule 144(a), Plaintiffs Dakota Massie and Neil
2 Manglani (“Plaintiffs”) and Defendant Decibel Insight, Inc. (“Decibel”) (collectively, the “Parties”), by
3 and through their respective counsel, respectfully request that the court approve the Parties’ stipulation to
4 extend the time for Decibel to respond to the Class Action Complaint (“Complaint”) by 60 days until
5 Monday, February 1, 2021.

6 WHEREAS, Plaintiffs filed the Complaint on November 4, 2020, ECF No.1, alleging violations
7 of the California Invasion of Privacy Act, Cal. Penal Code §§ 631 and 635, and invasion of privacy under
8 California’s Constitution;

9 WHEREAS, Plaintiffs served Decibel with a copy of the Complaint on November 10, 2020;

10 WHEREAS, Decibel’s current deadline to respond to the Complaint is December 1, 2020;

11 WHEREAS, counsel for Decibel seeks additional time to investigate the factual and legal issues
12 raised by Plaintiffs in the Complaint prior to filing a responsive pleading;

13 WHEREAS, counsel for the Parties conferred on November 20, 2020 and determined that it
14 would serve the interests of efficiency to extend Decibel’s response date 60 days to allow the Parties
15 additional time to investigate their respective claims and defenses and explore resolutions that may
16 minimize or obviate the need for motion practice;

17 WHEREAS, no extensions have previously been sought by the Parties;

18 WHEREAS, no party will be prejudiced by an extension of Decibel’s time to respond to the
19 Complaint;

20 WHEREFORE, IT IS HEREBY STIPULATED between Plaintiffs and Decibel that:

21 Decibel’s deadline to file an answer or otherwise respond to the Complaint is extended up to and
22 including February 1, 2021.

23 The Parties respectfully request that this stipulation be granted by signing the accompanying
24 proposed order.

25 DATED: November 24, 2020

BURSOR & FISHER, P.A.

26
27 By: /s/ L. Timothy Fisher

L. Timothy Fisher
Joel D. Smith

1
2 Attorneys for plaintiffs DAKOTA MASSIE and
3
4 NEIL MANGLANI

DATED: November 24, 2020

GREENBERG TRAURIG, LLP

By: /s/ Ian Ballon

Ian Ballon (SBN 141819)
Ballon@gtlaw.com
1900 University Avenue, 5th Floor
East Palo Alto, California 94303
Telephone: 650.328.7881
Facsimile: 650.289.7881

Rebekah S. Guyon (SBN 291037)
GuyonR@gtlaw.com
1840 Century Park East, Suite 1900
Los Angeles, California 90067-2121
Telephone: 310.586.7700
Facsimile: 310.586.7800

14 Attorneys for defendant DECIBEL INSIGHT, INC.
15
16

[PROPOSED] ORDER

17 Based upon the stipulation of the parties, the Court **ORDERS** that Decibel Insight, Inc. SHALL
18 respond to the Class Action Complaint no later than February 1, 2021.

19 IT IS SO ORDERED.
20

Dated: November 24, 2020

/s/ Jennifer L. Thurston
UNITED STATES MAGISTRATE JUDGE

1
2 **CERTIFICATE OF SERVICE**
3

4 I hereby certify that on November 24, 2020, I electronically filed the foregoing document with
5 the Clerk of the Court using CM/ECF, which will deliver the document to all counsel of record.
6

7 _____
8 _____
9 _____
10 _____
11 _____
12 _____
13 _____
14 _____
15 _____
16 _____
17 _____
18 _____
19 _____
20 _____
21 _____
22 _____
23 _____
24 _____
25 _____
26 _____
27 _____
28 _____
29

30 */s/ L. Timothy Fisher* _____
31 L. Timothy Fisher
32